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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0010/PTO
Rev. 6/95

U.S. Department of Commerce
Patent and Trademark Office

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION



Declaration
Submitted
with Initial Filing

OR



Declaration
Submitted after
Initial Filing

Attorney Docket Number

160180.90121

First Named Inventor

Peter J. Sims

COMPLETE IF KNOWN

Application Number

Filing Date

July 18, 2000 ✓

Group Art Unit

Examiner Name

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHODS AND COMPOSITIONS TO ALTER TISSUE SUSCEPTIBILITY TO IMMUNE
INJURY, TO PROGRAMMED CELL DEATH, AND TO CLEARANCE BY THE
RETICULOENDOTHELIAL SYSTEM ✓

(Title of the Invention)

the specification of which



is attached hereto

OR



was filed on (MM/DD/YYYY)

07/18/2000 ✓

as United States Application Number or PCT International

Application Number

09/600,535 ✓

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed		Certified Copy Attached?	
			YES	NO	YES	NO
PCT/US99/01087 ✓	PCT	01/19/1999 ✓	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign applications numbers are listed on a supplemental priority sheet attached hereto:

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority sheet attached hereto.
60/071,950 ✓	01/20/1998 ✓	

Burden Hour Statement: This form is estimated to take .4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231. 4589077

DECLARATION

I hereby claim benefit under Title 35, United States Code § 120 of any United States application(s), or § 365(C) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or PCT international application in the manner provided in the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and all continuation and divisional applications based thereon, and to transact all business in the Patent and Trademark Office connected therewith:

☐ Firm Name
OR

Customer Number or label

☒ List attorney(s) and/or agent(s) name and registration number below

Name	Registration Number	Name	Registration Number
Thomas W. Ehrmann	20,374	Bennett J. Berson	37,094
Herbert W. Mylius	24,578	Michael A. Jaskolski	37,551
Barry E. Sammons	25,608	Richard T. Roche	38,599
J. Rodman Steele	25,931	Mark D. Passler	40,764
Nicholas J. Seay	27,386	Stanley A. Kim	42,730
George E. Haas	27,642	Scott D. Paul	42,984
Michael J. McGovern	28,326	John T. Pienkos	42,997
Carl R. Schwartz	29,437	Daniel G. Radler	43,028
Gregory A. Nelson	30,577	Gregory M. Smith	43,136
Keith M. Baxter	31,233	Steven J. Wietrzny	44,402
John D. Franzini	31,356	Steven M. Greenberg	44,725
Joseph W. Bain	34,290	David M. Kettner	45,589
Robert J. Sacco	35,667	Adam J. Forman	P46,707
Jean C. Baker	35,433		
David G. Ryser	36,407		

☐ Additional attorney(s) and/or agents named on a supplemental priority sheet attached hereto

Please direct all correspondence to ☐ Customer Number or label OR ☒ Fill in correspondence

Name	Jean C. Baker				
Address	Quarles & Brady LLP				
Address	411 East Wisconsin Ave. Suite 2040				
City	Milwaukee	State	WI	Zip	53202-4497
Country	USA	Telephone	414) 277-5000	Fax	(414) 271-3552

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name of Sole or First Inventor: ☐ A petition has been filed for this unsigned inventor

Given Name	Peter	Middle Initial	J.	Family Name	Sims	Suffix e.g. Jr.	
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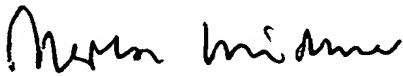
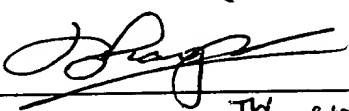
Inventor's Signature	<i>Peter J. Sims</i>	Date	8-28-00
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Residence:	Del Mar CA	State	CA	Country	US	Citizenship	US
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Post Office	13386 Caminito Mar Villa
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Post Office									
City	Del Mar	State	CA	Zip	92014	Country	US	Applicant Authority	

☒ Additional inventors are being named on supplemental sheet(s) attached hereto

DECLARATION										ADDITIONAL INVENTOR(S) Supplemental Sheet									
Name of Additional Joint Inventor, if any:										A petition has been filed for this unsigned inventor									
Given Name		Therese				Middle Initial				Family Name		Wiedmer				Suffix e.g. Jr.			
Inventor's Signature												Date		8/28/00					
Residence:		Del Mar				CA.		State		CA		Country		US		Citizenship		US	
Post Office		13386 Caminito Mar Villa																	
Post Office																			
City		Del Mar				State		CA		Zip		92014		Country		US		Applicant Authority	
Name of Additional Joint Inventor, if any:										A petition has been filed for this unsigned inventor									
Given Name		Ji				Middle Initial				Family Name		Zhao				Suffix e.g. Jr.			
Inventor's Signature												Date		8/28/00					
Residence:		Solana Beach				CA		State		CA		Country		US		Citizenship		CN	
Post Office		309 North Solana Hills Drive, Apt. 105																	
Post Office																			
City		Solana Beach				State		CA		Zip		92075		Country		US		Applicant Authority	
Name of Additional Joint Inventor, if any:										A petition has been filed for this unsigned inventor									
Given Name						Middle Initial				Family Name						Suffix e.g. Jr.			
Inventor's Signature												Date							
Residence:						State				Country				Citizenship					
Post Office																			
Post Office																			
City						State				Zip				Country				Applicant Authority	
Name of Additional Joint Inventor, if any:										A petition has been filed for this unsigned inventor									
Given Name						Middle Initial				Family Name						Suffix e.g. Jr.			
Inventor's Signature												Date							
Residence:						State				Country				Citizenship					
Post Office																			
Post Office																			
City						State				Zip				Country				Applicant Authority	
Name of Additional Joint Inventor, if any:										A petition has been filed for this unsigned inventor									
Given Name						Middle Initial				Family Name						Suffix e.g. Jr.			
Inventor's Signature												Date							
Residence:						State				Country				Citizenship					
Post Office																			
Post Office																			
City						State				Zip				Country				Applicant Authority	
Additional inventors are being named on supplemental sheet(s) attached hereto																			

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(c))--NONPROFIT ORGANIZATION**

Docket Number (Optional)
160180.90121

Applicant or Patentee: Peter J. Sims et al.

Serial or Patent No.: 09/600,535

Filed or Issued: July 18, 2000

Title: METHODS AND COMPOSITIONS TO ALTER TISSUE SUSCEPTIBILITY TO IMMUNE INJURY, TO PROGRAMMED CELL DEATH, AND TO CLEARANCE BY THE RETICULOENDOTHELIAL SYSTEM

I hereby declare that I am an official or empowered to act on behalf of the nonprofit organization identified below:

NAME OF NONPROFIT ORGANIZATION: The Blood Center of Southeastern Wisconsin
ADDRESS OF NONPROFIT ORGANIZATION: 8727 Watertown Plank Road
Milwaukee, WI 53201-2178

TYPE OF ORGANIZATION

☐ University or Other Institution of Higher Education

☒ Tax Exempt Under Internal Revenue Code (26 USC 501(a) and 501(c)(3))

☐ Nonprofit Scientific or Educational Under Statute of State of the United States of America

Name of State: _____
Citation of Statute _____

☐ Would Qualify as Tax Exempt Under Internal Revenue Code (26 USC 501(a) and 501(c)(3)) if Located in the United States of America

☐ Would Qualify as Nonprofit Scientific or Educational Under Statute of a State or the United States of America if Located in the United States of America

Name of State: _____
Citation of Statute _____

I hereby declare that the above identified nonprofit organization qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, with regard to the invention described in:

- ☐ the specification filed herewith with the title as listed above.
☒ the application identified above.
☐ the patent identified above.

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization identified above with regard to the above-identified invention. If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statements averring to their status as small entities and that no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each such person, concern or organization having rights in the invention is listed below:

- ☒ No such person, concern, or organization exists.
☐ Each such person, concern or organization is listed below.

FULL NAME _____
ADDRESS _____

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Richard H. Aster

TITLE IN ORGANIZATION OF PERSON SIGNING Intellectual Property Coordinator

ADDRESS OF PERSON SIGNING 8727 Watertown Plank Road, Milwaukee, Wisconsin 53201-2178

SIGNATURE Richard H Aster DATE 8-19-00